

**RECORD OF MOTIONS AND VOTES
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS**

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:03 p.m., Monday, August 13, 2012.

The Meeting was opened by Pledging Allegiance to the Flag followed by moment of silent prayer.

The Meeting was called to order by the Mayor who directed the City Clerk to call the roll and the following members answered present:

Aldermen: Judy Stearns, Mboka Mwilambwe, Bernard Anderson, David Sage, Robert Fazzini, Jennifer McDade, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

Alderman absent: Steven Purcell.

City Manager David Hales, City Clerk Tracey Covert, and Corporate Counsel Todd Greenburg were also present.

The following was presented:

Item 7A. Council Proceedings of July 23, 2012 and Work Session Minutes of January 23 and April 23, 2012.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the reading of the minutes of the previous Council Meeting of July 23, 2012 and Work Session Minutes of January 23 and April 23, 2012 be dispensed with and the minutes approved as printed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7B. Bills and Payroll.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Bills and Payroll be allowed and the orders drawn on the Treasurer for the various amounts as funds are available.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7C. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington's Davis Lodge on September 29, 2012.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol at the Lake Bloomington Davis Lodge on September 29, 2012 be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7D. Suspension of Ordinances to Allow Consumption of Alcohol at Lake Bloomington's Davis Lodge on September 15, 2012.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol at the Lake Bloomington Davis Lodge on September 15, 2012 be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7E. Request for Alcohol in Miller Park Zoo for the Miller Park Zoological Society Fundraiser, known as ZooDo.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol Miller Park Zoo on September 8, 2012 be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7F. Analysis of Bids and Approval of the FY 2013 Emergency Traffic Signal Repair Contract, (City Wide).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the bid for the FY 2013 Emergency Traffic Signal Repairs be awarded to Bodine Electric, Decatur, IL, in an amount not to exceed \$100,000, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7G. Analysis of Bids and Approval of the FY 2013 Emergency Utility Repair Contract, (City Wide).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the bid for the FY 2013 Emergency Utility Repair Contract be awarded to Stark Excavating, Inc., in an amount not to exceed \$400,000, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7H. Analysis of Bids and Approval of the FY 2013 Grading & Seeding Contract, (City Wide).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the bid for the FY 2013 Grading & Seeding Contract be awarded to George Gildner, Inc., in an amount not to exceed \$150,000, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7I. Analysis of Bids and Approval of the FY 2013 Utility Maintenance Contract, (City Wide).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the bid for the FY 2013 Utility Maintenance Contract be awarded to George Gildner, Inc., in an amount not to exceed \$400,000, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7J. Analysis of Bids and Approval of the FY 2013 Street, Alley & Sidewalk Maintenance Contract, (City Wide).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the bid for the FY 2013 Street, Alley & Sidewalk Maintenance Contract be awarded to McLean County Asphalt, Inc., in an amount not to exceed \$200,000, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7K. Request to Waive Bids and Accept Quotation from Brown Traffic Products, Inc. for the purchase of two (2) complete MS Sedco Microwave Detection Systems to be installed at the Hamilton & Morris and Lincoln & Hershey intersections.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the purchase of two (2) complete MS Sedco Microwave Detection Systems from Brown Traffic Products, Inc., Davenport, IA, be approved, in the amount of \$39,562, the Purchasing Agent be authorized to issue a Purchase Order for the same, and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7L. Purchase print and online advertising in *The Pantagraph* and *pantagraph.com* for the Bloomington Center for Performing Arts.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the agreement to purchase advertising for the Bloomington Center for the Performing Arts from the Pantagraph, be approved, in the amount of \$38,000, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7M. Intergovernmental Agreement with McLean County Regional Planning Commission for Regional Planning Services.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Agreement with the McLean County Regional Planning Commission for the regional planning services be approved, in the amount of \$23,239.33, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7N. Petition submitted by Dana Kowalewski, requesting approval of a Special Use for a Bed and Breakfast for the property located at 708 E. Jackson St.

Motion by Alderman Anderson, seconded by Alderman Fazzini that Special Use be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7O. Ratification of Contract with the Police Benevolent and Protective Association Unit 21.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the contract with Police Benevolent and Protective Association Unit 21 be ratified.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7P. Ratification of Contract with Laborers International Union Local 362 Parking Enforcement.

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Successor Agreement with Laborers Local 362 Parking Enforcement be ratified and that the City's Last and Final Offer imposed on January 1, 2011 be ratified retroactively.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7Q. Text Amendments adding to Section 192.1 to Chapter 29 of the Bloomington City Code: Specific Tow Away Zones for the 300 and 400 Blocks of W. Front St., (south side), 500 Block of N. Main St., (east side), and 100 Block of W. Washington St., (south side).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Text Amendment to Chapter 29. Motor Vehicles and Traffic, Section 192.1 be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 7R. Text Amendments changing Section 150 of Chapter 29 of the Bloomington City Code: Specific to 500 Block of N. Main St., (both sides), and 100 Block of W. Washington St., (south side).

Motion by Alderman Anderson, seconded by Alderman Fazzini that the Text Amendment to Chapter 29. Motor Vehicles and Traffic, Section 150 be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 8A. Selection of Rehrig Pacific Company as Vendor to provide 65 gallon and 95 gallon Black Wheeled Recycling and Garbage Carts with Blue Lids.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that Council reject all bids submitted in response to the Invitation to Bid for curbside recycling carts and lids, staff be directed to order recycling carts and lids from Rehrig Pacific Company consistent

with the terms and conditions outlined in the Council memorandum, and the Purchasing Agent be authorized to issue a Purchase Order for same.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

The following was presented:

Item 8B. Contract Amendment to the Professional Services Agreement with Hanson Professional Services Inc. for the design of Hershey Rd. from Hamilton Rd. to 750' South.

Motion by Alderman Fazzini, seconded by Alderman Schmidt that the Amendment to the contract with Hanson Professional Services Inc. for the design of Hershey Rd. from Hamilton Rd. to 750' South be approved, in the amount of \$46,382, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Mwilambwe, Schmidt, McDade, Anderson, Fazzini, Sage and Fruin.

Nays: None.

Motion carried.

Motion by Alderman Anderson, seconded by Alderman McDade, that the meeting be adjourned. Time: 8:42 p.m.

Motion carried.

**Tracey Covert
City Clerk**